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09/23/2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Derek LYDIATE, et al.

Application No. 10/678,490

Filed: October 3, 2003

For: **REPRESSOR-MEDIATED
SELECTION STRATEGIES**

Art Unit: 1638

Confirmation No.: 8191

Examiner: Li Zheng

Atty. Docket: 11089.0003.NPUS01

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT & RESPONSE

Dear Sir:

This is in response to the Final Office Action dated **May 13, 2009**, and is submitted on or before the extended due date of **September 13, 2009**. A constructive Petition under 1.136(a)(3) for a one-month extension of time and the requisite fee of \$130.00 under 1.17(a)(1) are enclosed herewith. The Examiner is requested to enter the amendments and reconsider the application.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 11089.0003.NPUS01.

Amendments to the claims begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.